

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gabriele Multhoff
Serial No.: 10/581,918 Group No.: 1643
Filed: April 23, 2007 Examiner: Sang
Entitled: **COMPOSITIONS AND METHODS FOR THE
TREATMENT AND DIAGNOSIS OF NEOPLASTIC AND
INFECTIOUS DISEASES**

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION**

EFS WEB FILED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Examiner Sang:

In a communication dated December 27, 2010, it was brought to Applicant's attention that the Terminal Disclaimer filed December 22, 2010 was not proper for failing to "[i]nclude a provision that any patent granted on that application or any patent subject to the reexamination proceeding shall be enforceable only for and during such period that said patent is commonly owned." It was pointed out that "legal title" does not include common ownership as to equitable title.

In response, Applicant files herewith Terminal Disclaimer forms PTO/SB/25 and PTO/SB/26.

No fees are believed due. However, should a fee be due the Commissioner is authorized to charge said fee to Deposit Account 50-4302 referencing Attorney Docket Number KNAUTHE-12014.

Respectfully,

Dated: December 29, 2010

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